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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/708,485	03/06/2004	Mark Rocconi		2484
7590	07/24/2006		EXAMINER	
Mark Rocconi 16 Merlin Ave. New Fairfield, CT 06812			PASSANITI, SEBASTIANO	
			ART UNIT	PAPER NUMBER
			3711	

DATE MAILED: 07/24/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Notice of Abandonment</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	10/708,485	ROCCONI, MARK
	Examiner Sebastiano Passaniti	Art Unit 3711

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1.  Applicant's failure to timely file a proper reply to the Office letter mailed on 10 January 2006.
  - (a)  A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b)  A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c)  A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d)  No reply has been received.
2.  Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a)  The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b)  The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c)  The issue fee and publication fee, if applicable, has not been received.
3.  Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a)  Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b)  No corrected drawings have been received.
4.  The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5.  The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6.  The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7.  The reason(s) below:

See Continuation Sheet

  
Sebastiano Passaniti  
Primary Examiner

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

## Item 7 - Other reasons for holding abandonment:

During an interview with the applicant on July 17, 2006, it was noted that no amendment has been received in response to the last Office action, mailed 01/10/2006. The applicant noted that no response had been filed. Since the shortened statutory period of three months set in the last Office action has expired and since the full six-month statutory period for response has expired and since no response has been received, this application is ABANDONED. Applicant was informed of his options to file for a petition to revive this abandoned application based upon either unintentional or unavoidable delay. Applicant is respectfully urged to review the instructional media located in the Manual of Patent Examining Procedure (MPEP), Section 711.03(c), pages 700-166 through 700-199 and the detailed discussion with regards to petitions and abandoned applications. The applicant inquired about how to access this information. This material in the MPEP may be accessed at the Official government website for the USPTO in the following manner:

Go to [www.uspto.gov](http://www.uspto.gov)

On the left side of the front banner page, click on Patents, then click on "Guides and Manuals".

Under "Guides and Manuals", click on "Manual of Patent Examining Procedures".

Under "Manual of Patent Examining Procedures", scroll down to locate Chapter 700, also listed as [0700], with notations to open the file in either PDF or HTML format. Open Chapter 700 in PDF format for ease of viewing.

Under Chapter 700, scroll down on the left side of the page to Section 711.03 (c) - Petitions Relating to Abandonment..

Under Section 711.03 (c), please review pages 700-166 through 700-199.



Sebastiano Passaniti  
Primary Examiner